

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

933Q0386

## SENATE BILL NO. 120

Introduced by: Senators Hansen (Tom), Abdallah, Bartling, Howie, and Kloucek and  
Representatives Brunner, Dennert, Faehn, Juhnke, Kirkeby, Lange, Novstrup  
(David), Olson (Ryan), and Rounds

1 FOR AN ACT ENTITLED, An Act to encourage energy conservation and efficiency by  
2 establishing certain procedures regarding the reporting, sale, and marketing of renewable  
3 energy and recycled energy certificates.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That chapter 49-34A be amended by adding thereto a NEW SECTION to read  
6 as follows:

7 A retail provider of electricity or its generation supplier may report qualifying megawatt  
8 hours delivered at retail towards the renewable and recycled energy objectives and may sell the  
9 renewable energy and recycled energy certificates associated with the qualifying hours if the net  
10 proceeds of the sale are invested in energy conservation and efficiency.

11 The buyer of the renewable energy and recycled energy certificates may market the purchase  
12 as either promoting renewable and recycled energy or promoting conservation and energy  
13 efficiency, or both.

